

6/2/00



312.104331R00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: K. HILL et al.
Serial No.: 09/342,707
Filed: June 29, 1999
For: METHOD OF FABRICATING BRAGG GRATING USING A
SILICA PHASE GRATING MASK AND MASK USED BY SAME
Group: 2874
Examiner: B. Healy

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97 AND 1.98

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In the matter of the above-identified reissue application, applicants are submitting herewith copies of prior art documents cited by the respective parties in patent interference 104,331 (noting that the original patent of the present reissue application is presently involved in this interference). These documents are listed in the attached form equivalent to Form PTO-1449 for the Examiner's consideration. Also enclosed for the Examiner's information are copies of the Exhibit Lists, to date, of the respective parties in the interference.

This information disclosure statement is being submitted before the mailing date of either a final action or a Notice of

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Allowance and is accompanied by the fee of \$240.00 set forth in 37 CFR 1.17(p).

Each of the documents listed on the attached form equivalent to Form PTO-1449 is in the English language.


It is noted that the article by A. N. Rubinov entitled "Holographic DFB Dye Lasers" has been cited by the reissue applicant in the interference in a motion of unpatentability with regard to claims of both of the opposing parties Snitzer (involved patent application Serial No. 08/310,426, which is a continuation of Snitzer's earlier U.S. Patent 5,351,321) and Anderson (involved U.S. Patent 5,327,515). More specifically, the Rubinov document has been cited against all of the claims in the Snitzer patent application Serial No. 08/310,426 in Hill Preliminary Motion 1 (for Judgment Against Snitzer Based on Prior Art) and against claims 1, 2 and 4-8 of the Anderson U.S. Patent 5,327,515 in Hill Preliminary Motion 2 (for Judgment Against Anderson Based on Prior Art). On the other hand, the Hill Preliminary Motions 1, 2 and 6 note that at least claims 2-4, 10, 12-14, 15-17 and 19-29 of the original Hill patent clearly patentably distinguish over the disclosure of Rubinov. It is further noted that both Snitzer and Anderson have opposed these Hill Preliminary Motions, citing the Yokomori article, USP 3,842,202 (Coale), USP 3,957,354 (Knop), USP 5,042,897 (Meltz) and USP 4,947,413 (Jewell), all of which are listed on the attached PTO-1449 form, as relevant in this matter.

It is respectfully requested that this information disclosure statement be considered by the Examiner.

To the extent necessary, the applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No. 01-2135 (312.104331R00), and please credit any excess fees to said deposit account.

Respectfully submitted,

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Attachments